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OFFICE OF PETITIONS

In re Application of :
Hubert et al. :
Application No. 10/074,814 : ON PETITION
Filed: February 13, 2002 :
Attorney Docket No. 8036 (1) US :

This is a decision in response to the petition under 37 CFR 1.137(b), filed January 20, 2005, to revive the above-identified application.

The petition is granted.

The above-identified application became abandoned for failure to reply in a timely manner to the final Office action, mailed October 22, 2003. The Notice set a shortened statutory period for reply of three (3) months from the mail date of the Notice, and also provided for extensions of time under 37 CFR 1.136(a). No reply having been received, the application became abandoned January 23, 2004. A Notice of Abandonment was mailed April 29, 2004.

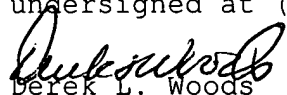
A petition to revive the application, filed September 17, 2002, was dismissed in a Decision mailed December 9, 2004, for failing to meet the requirements of a grantable petition under 37 CFR 1.137(b).

With the instant petition, Applicant has filed a Request for Continued Examination ("RCE") and a submission in the form of an Amendment.

The petition fee, \$1500.00, and RCE filing fee, \$790.00, have been charged to deposit account 19-1346 as authorized in the Fee Transmittal filed with the application and the RCE Transmittal respectively.

This application is being returned to Technology Center 1751 for processing of the RCE and Amendment in due course.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3232.


Derek L. Woods

Attorney Advisor
Office of Petitions